

1 Paul S. Padda, Esq. (NV Bar #10417)

Email: psp@paulpaddalaw.com

2 PAUL PADDA LAW, PLLC

4240 West Flamingo Road, Suite 220

3 Las Vegas, Nevada 89103

Tele: (702) 366-1888

4 Fax: (702) 366-1940

Web: paulpaddalaw.com

5

Kathleen Bliss, Esq. (NV Bar #7606)

6 Email: kb@kathleenblisslaw.com

Jason K. Hicks, Esq. (NV Bar #13149)

7 Email: jh@kathleenblisslaw.com

KATHLEEN BLISS LAW GROUP, PLLC

8 400 South 4th Street, Suite 500

Las Vegas, Nevada 89101

9 Tele: (702) 793-4000

Fax: (702) 793-4001

10 Web: kathleenblisslaw.com

11 Attorneys for the Plaintiff

12 **UNITED STATES DISTRICT COURT**
13 **DISTRICT OF NEVADA**

14 **THOMAS KIM,**

15 Plaintiff,

16 v.

17 **UNITED STATES OF AMERICA**

18 Defendant.

19 } Case No. 2:16-cv-0778-APG-CWH

ORDER

20 **PLAINTIFF'S MOTION FOR EXTENSION OF TIME**

21 (Second Request)

22 Pursuant to Federal Rule of Civil Procedure ("FRCP") 6(b)(1)(A), Plaintiff respectfully

23 requests that the Court extend by 16-days, or until September 30, 2016, the time within which

1 Plaintiff must respond to Defendant's pending motion to dismiss.¹ Plaintiff's response is due
 2 today, September 14, 2016. This is Plaintiff's second request for an extension of time for the
 3 purpose set forth herein.

4 In support of this motion, Plaintiff relies upon the memorandum of points and authorities
 5 set forth below.

6 **MEMORANDUM OF POINTS AND AUTHORITIES**

7 Federal Rule of Civil Procedure 6(b)(1)(A) permits a party to extend a deadline prior to
 8 its expiration upon a showing of "good cause." The standard to be applied by a court under
 9 FRCP 6(b)(1) is a liberal one in order to "effectuate the general purpose of seeing that cases are
 10 tried on the merits." Ahanchian v. Xenon Pictures, Inc., 624 F.3d 1253, 1258-59 (9th Cir. 2010).
 11 "Good cause is a non-rigorous standard that has been construed broadly across procedural and
 12 statutory contexts." Id at 1259.

13 Here, undersigned counsel's work schedule requires a short extension of time to file a
 14 response to the pending dispositive motion. Although undersigned counsel has been working to
 15 complete a response, and has nearly done so, an additional sixteen days will permit him sufficient
 16 time to complete, review and file an appropriate response to the pending dispositive motion
 17 while at the same time balancing other case commitments. With respect to competing case
 18 commitments, undersigned counsel is expected to file a civil complaint with this Court tomorrow
 19 in an employment matter and, for the past two weeks, has been exceedingly busy meeting
 20 discovery deadlines in another significant matter pending in state court. During this same period,
 21 undersigned counsel's co-counsel, Kathleen Bliss, Esq., was very busy defending a *qui tam* in
 22 another federal judicial district which required devotion of significant time and out-of-town
 23 travel. In light of the foregoing, sixteen additional days will provide counsel for Plaintiff

24
 25 ¹ Pacer #10.

1 sufficient time to complete the response to Defendant's pending dispositive motion.

CONCLUSION

3 Based upon the foregoing, undersigned counsel respectfully requests to and until
4 September 30, 2016 (Friday) to file response to the pending dispositive motion.

Respectfully submitted,

/s/ Paul S. Padda

Paul S. Padda, Esq.

Attorney for Plaintiff

Dated: September 14, 2016

IT IS SO ORDERED:

Plaintiff's motion for a 16-day extension of time to respond to Defendant's dispositive motion (Pacer #10) is hereby granted. Plaintiff's response shall be due on or before September 30, 2016.

UNITED STATES DISTRICT JUDGE

Dated: September 15, 2016.

CERTIFICATE OF SERVICE

In compliance with the Court's Local Rules, the undersigned hereby certifies that on September 14, 2016, a copy of the foregoing document, "PLAINTIFF'S MOTION FOR EXTENSION OF TIME" was served (via the Court's CM/ECF system) upon all counsel of record.

/s/ Paul S. Padda

Paul S. Padda, Esq.